

Application No. 09/753,999

REMARKS

Claims 1-9 are pending. By this Amendment, claim 1 is amended.

**Claim Rejections – 35 U.S.C. §§ 102 and 103**

Claims 1-6, 8, and 9 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,374,404 to Brotz et al. (hereinafter "Brotz"). Claim 7 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Brotz in view of U.S. Patent No. WO 99/30493 to Picco et al. (hereinafter "Picco").

Claim 1 has been amended to recite a method for the management of a decoder comprising the steps of automatically updating the database by an updating program, and storing, in the decoder and from a use of the database, a statistical information table including a statistical information element comprising at least one statistical parameter, an address of the message in the back-up memory, and a programming date on which the message is to be updated, in combination with the other steps recited in the claim. Support for the amendments to claim 1 can be found, for example, at page 5, line 18 – page 6, line 5, of the present application as filed (translation). Accordingly, no new matter has been added.

Insofar as the rejections apply to the amended claims, the rejections are respectfully traversed. The cited references neither teach nor suggest the method of claim 1.

Brotz does not teach or suggest a statistical information element comprising at least one statistical parameter, an address of the message in the back-up memory, and a programming date on which the message is to be updated, as recited in part in claim 1. As described, for example, at page 6, lines 1-5, a statistical piece of information according to one embodiment of the invention comprises three fields, the fields used to store a statistical parameter, an address of a message, and a date on which updating has to be done. This third date-related field makes it possible to program the date of the updating of a message for

Application No. 09/753,999

automatic management of the updating, as claim 1 also recites the step of automatic updating of the database by an updating program. Brotz is silent as to a statistical information element and automatic updating, as are recited in part in claim 1.

Although not cited with respect to claim 1, Picco also does not teach or suggest the method of amended claim 1. For example, Picco does not teach or suggest at least a statistical information element comprising at least one statistical parameter, an address of the message in the back-up memory, and a programming date on which the message is to be updated, as recited in part in claim 1.

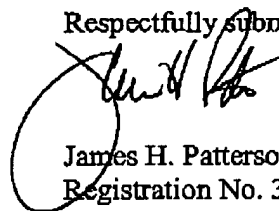
Accordingly, claim 1 is allowable. Claims 2-9 depend from claim 1 and are therefore also allowable. The rejections of claims 2-9 are also traversed but not expressly argued herein in view of the allowability of the underlying base claim.

### Conclusion

In view of the foregoing, it is submitted that this application is in condition for allowance. Favorable consideration and prompt allowance of the application are respectfully requested.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,



James H. Patterson  
Registration No. 30,673

Customer No. 24113  
Patterson, Thunte, Skaar & Christensen, P.A.  
4800 IDS Center  
80 South 8th Street  
Minneapolis, Minnesota 55402-2100  
Telephone: (612) 349-5741